

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CARTICA MANAGEMENT, LLC, CARTICA  
CORPORATE GOVERNANCE FUND, LP,  
CARTICA INVESTORS, LP, and CARTICA  
CAPITAL PARTNERS MASTER, LP,

*Plaintiff,*

— v. —

CORPBANCA S.A., ITAÚ UNIBANCO  
HOLDING S.A., BANCO ITAÚ CHILE, ÁLVARO  
SAIEH BENDECK, CORP GROUP BANKING  
S.A., COMPAÑÍA INMOBILIARIA Y DE  
INVERSIONES SAGA LIMITADA, JORGE  
ANDRÉS SAIEH GUZMÁN, FERNANDO  
AGUAD DAGACH, JORGE SELUME ZAROR,  
RAFAEL GUILISATI GANA, FRANCISCO LEÓN  
DÉLANO, FRANCISCO MOBAREC ASFURA,  
GUSTAVO ARRIAGADA MORALES, JOSÉ  
LUIS MARDONES SANTANDER, HUGO  
VERDEGAAL, MARÍA CATALINA SAIEH  
GUZMÁN, ANA BEATRIZ HOLUIQUE  
BARROS, FERNANDO MASSÚ TARE, and  
EUGENIO GIGOGNE MIQUELES,

14 Civ. 2258 (PKC)

*Defendants.*

**NOTICE OF MOTION TO DISMISS**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Itaú Defendants in Support of their Motion to Dismiss under Rules 12(b)(2), (5), and (6), Transmittal Declaration of Justin V. Rodriguez and exhibits thereto, and all prior pleadings and proceedings in this action, defendants Itaú Unibanco Holding S.A. and Banco Itaú Chile will move this Court at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007, at a date and time to be determined by the Court, for an order dismissing the claims in the Amended

Complaint against defendants Itaú Unibanco Holding S.A. and Banco Itaú Chile with prejudice pursuant to Fed. R. Civ. P. 12(b)(2), (5), and (6).

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's July 2, 2014 order, opposition papers shall be served and filed no later than July 23, 2014, and reply papers shall be served and filed no later than July 28, 2014.

Dated: New York, New York  
July 10, 2014

WACHTELL, LIPTON, ROSEN & KATZ

By: /s/ GEORGE T. CONWAY III  
George T. Conway III

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*Attorneys for Defendants Itaú Unibanco  
Holding S.A. and Banco Itaú Chile*

To: All Counsel of Record  
(By ECF)